

P C JCN

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
15499.450.2

DFW

In Re Application Of: **Ashby et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/789,859	02/27/2004	Not Assigned	022913	3637	8490

Title: **TABLE WITH DRAWER**

Address to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

37 CFR 1.97(b)

1. The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

OR

the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
15499.450.2

AUG 12 2004

In Re Application: Ashby et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/789,859	02/27/2004	Not Assigned	022913	3637	8490

TABLE WITH DRAWER

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- A check in the amount of _____ is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. 23-3178 as described below.
- Charge the amount of _____
- Credit any overpayment.
- Charge any additional fee required.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. _____)

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited on August 9, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

RICHARD C. GILMORE

Typed or Printed Name of Person Mailing Certificate

*This certificate may only be used if paying by deposit account.

RICHARD C. GILMORE, Reg. No. 37,335
WORKMAN NYDEGGER
Phone: (801) 533-9800

Dated: August 9, 2004

CUSTOMER NO. 022913

CC:



PATENT APPLICATION
Docket No: 15499.450.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Ashby et al.)
) Art Unit
Serial No.:	10/789,859) 3637
)
Filed:	February 27, 2004)
)
Title:	TABLE WITH DRAWER)
)
Customer No.:	022,913)

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR § 1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please find, pursuant to 37 C.F.R. § 1.98 (a) (1), enclosed Form PTO-1449 that contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56 (c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 37 C.F.R. §§ 102 or 103, the enclosed list of references is disclosed to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Pursuant to 37 C.F.R. § 1.97 (g) and (h), Applicant makes no representation that a search has been made or that the information cited is considered to be material to patentability. Additionally, Applicant makes no representation regarding the completeness of this list nor represents that other art does not exist.

Appl. No. : 10/789,859
Filed : February 27, 2004

Applicant has listed publication dates on the attached Form PTO-1449 based on information that is presently available to the undersigned attorney of record. The listed publication dates, however, should not be construed as an admission that the references were actually published on the dates indicated and Applicant reserves the right to establish that the actual publication dates of any of these references.

Applicant also reserves the right to establish patentability of the claimed invention over any of the listed references, and/or to prove that any of the listed references are not prior art, and/or to prove that any of the listed references do not enable or otherwise teach, suggest or disclose the claimed invention.

In accordance with United States Patent and Trademark Office OG Notice dated August 5, 2003, which waived the requirement under 37 C.F.R. § 1.98 (a) (2) (i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003, a copy of listed U.S. patents and U.S. patent application publications is not enclosed. A copy of listed foreign patent documents and non-patent literature or relevant portion thereof is enclosed in accordance with 37 C.F.R. § 1.98 (a) (2).

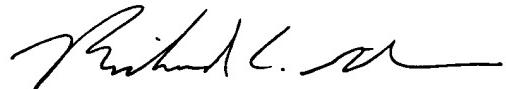
In accordance with 37 C.F.R. § 1.98 (c), all English translations within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56 (c) of each non-English reference, if any, are also enclosed.

Appl. No. : 10/789,859
Filed : February 27, 2004

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency or credit any overpayment to our Deposit Account No. 23-3178 in connection with filing this document and any other documents filed herewith.

DATED this 9 day of August 2004.

Respectfully submitted,



Richard C. Gilmore
Attorney for Applicant
Registration No. 37,335

CUSTOMER NO.: 022,913

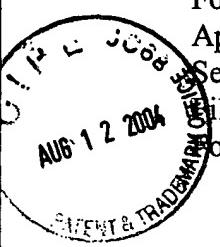
Applicant: Ashby et al.

Serial No.: 10/789,859

Filing Date: February 27, 2004

Att'y Docket No.: 15499.450.2

For: TABLE WITH DRAWER

INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANTU.S. Patent Documents

<u>Examiner Initial*</u>	<u>Document Number</u>	<u>Issue Date</u>	<u>Name</u>
_____ A1	6,550,404	04/22/2003	Stanford
_____ A2	6,530,331	03/11/2003	Stanford
_____ A3	D468,135	01/07/2003	Ashby et al.
_____ A4	6,327,800	12/11/2001	Daams
_____ A5	5,353,715	10/11/1994	Luyk
_____ A6	5,272,825	12/28/1993	Simpson
_____ A7	4,951,576	08/28/1990	Cobos et al.
_____ A8	4,168,669	09/25/1979	Arnoff
_____ A9	2,912,775	11/17/1959	Gettelman
_____ A10	D175,939	11/01/1955	Gettelman
_____ A11	2,675,286	04/13/1954	Derman

U.S. Patent Publications

<u>Examiner Initial*</u>	<u>Document Number</u>	<u>Publication Date</u>	<u>Name</u>
_____ B1	US 2002/0152934	10/24/2002	Haney

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant: Ashby et al.
Serial No.: 10/789,859
Filing Date: February 27, 2004
For: TABLE WITH DRAWER

Att'y Docket No.: 15499.450.2

Foreign Patent Publications

Examiner <u>Initial*</u>	Document <u>Number</u>	Publication <u>Date</u>	Country or <u>Patent Office</u>
NONE			

Other Documents

(including author, title, pertinent pages, etc.)

Examiner
Initial*

NONE

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant: Ashby et al.
Serial No.: 10/789,859
Filing Date: February 27, 2004
For: TABLE WITH DRAWER

Att'y Docket No.: 15499.450.2

References Cited by Applicants

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

W:\15499\450.2\DFR0000006138V001.doc

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
